DAILY, SEMI-WEEKLY AND WEEKLY

TERMS: ...\$8 00 ... 4 00 ... 2 00 ... 65 The Daily Intelligencer is Delivered by Car-ers in Wheeling and adjacent towns at 15

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WHEELING, JANUARY 4, 1889. YESTERDAY seemed to have slipped out of next spring, the sky was so clea

and the atmosphere so mild.

Tun Senatorial fight at Charleston will formish our Democratic friends some amusement among themselves. They won't turn Capital into a City of Brother-

GENTLEMEN of the Legislature: Don't let your political manoenvers over e movement for the develop-

used to style Old Virginia) ordained by State should be set up within a prescribed territory if the people therein voted that they wanted it. The language of the ordinance is:

"The people of Virginia, by their dele-gates assembled at Wheeling, do ordain that a new State, to be called the State of Kanawha, to be formed and erected out f the territory included within the fol-owing described boundary," &c. At the same time delegates were to be

hosen to frame a constitution "for the government of the proposed State," to act if the vote on the question of separation should be (as it was) in the affirm ntive. That convention, under the ordinance, met in Wheeling November 26, 1861. On the 3d of December, it took un for consideration what was to be the first article in the constitution of the new State, being the first section of the first report of the Committee on General and Fundamental Provisions. Mr. Var Winkle was chairman, and the report was from his own hand. It provided

"The State of Kanawha shall be and remain one of the United States of America."

Promptly a motion was entered by Harmon Sinsel, of Taylor county, to strike out "Kanawha." The debate that followed will be found pertinent and interesting. Some of the speeches are quite crisp, and none more so than those made by the three delegates from Ohlo county, Mr. Lamb, Mr. Paxton and Mr. Battelle, all of whom curphasizes the paint that we wish especially to con sider in this connection, that the convention had no authority to change the Mr. Sinsel's claim that the constitu-

tional convention had unlimited powers in every direction-"all the powers o the people," as he said—is so clearly fallacious that it seems strange a man o his good judgment and intelligence could have fallen into such an error. True they had all the powers of the people whom they represented for the specific, limited purpose for which they were called together; but they did not represent all the people of Virginia as did the convention under whose ordinance

they were acting.

That ordinance, while leaving the free to make such a constitution as they leased in all other particulars, had lin ited them as to two things: First, it had chosen the name for the State, as was regular and proper; and second, it had specified the territory that might be en-braced in it, and it is good sense, as well as good legal construction that what is specified by the superior body is excluded from the discretion of the in

When a Territory of the United States is to be entered into a State, Congress, acting for the United States Government, passes an enabling act, prescrib-ing a name for the State, and authorizing the Territory to frame a constitution and apply for admission under it. In the division of Virginia the convention that authorized it by the ordinance of August 20, stood in precisely the relation to the proposed new State that Congress does to a Territory about to apply for Archerect, Philadelphia, Fa.

imission; it had unlimited control of ne territory concerned and the right to scribe the new name under which it

ight become a State. The ordinance was to all intents and surposes an enabling act; and the conention created by it, when it came to

with the literary work of Mr. Hu Max-

Like the States General of France, that convention was a body armed with all the original rights and powers of the people. The State government of Virginia, by the act of secession and by acts of alliance with the Confederate States, had abdicated. The people of Virginia who adhered to the United States were without government, and proceeded through this convention to get up a new State government for Virginia by a series of measures so happily conceived in right and in law that one of the leading actors in it said years after the work had been consummated, if it were to be done then with all the light of subsequent events, perhaps no single step could have been more wisely taken.

That Convention, recognizing the justice of the demand made by transpared to the control of the control of the demand made by transpared to the control of really the first thing that may fairly claim the title and yet not repel the reader by its bulk. The INTELLIGENCER advises its readers to secure these little books as fast as they appear.—J. B. Lip-pencott Company, Philadelphia. Stanton & Davenport, Wheeling.

No other publication takes the place of Chambers's Encyclopedia, whose solid worth and comprehensiveness and gen-eral value as a book of reference suffer nothing from age. The new edition has all the good quatities of the old with ex-cellent additions, of which not the least

Francis Murphy, the total abstinence evangelist, continues to blunder along in his usual way, persuading men to re-form at the rate of several hundred a week, bringing joy to sorrowing wives and mothers, and banishing poverty from wretched homes, totally uncon-scious all the while that the way to make secous an the while that the way to make men temperate is to nominate a candi-date for President, hire-brass bands and glee clubs and orators and go around abusing the candidates of the corrupt old parties.

America Fills Europe's Stocking.

A single house in Boston drew drafts for \$60 000 for Christmas gifts sent to Hish homes by American residents from the "Green Isle." It tells a better story of the condition of American laborers than all the oratory. What Boston did was done by every city of the land, not only to Ireland, but to Germany, Sweden and other lands. and other lands.

STATE OF OHIO, CITY OF TOLEDO, LUCAS COUNTY, S. S.

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CHENET & Co., doing business in the City of Toledo, County and State aforeaid, and that said firm will pay the sum
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best described to a mend. H. ALRE 6 CO.
For I O Months. Wigsper, Pease, June 90, 25,
Ky here was part on the dig control is secting
the section of the School Co. May 15, 150, 150,
Ky here was part on the dig control is secting
to have best part of the School Co. My J. CLEE.

AT DRUGGISTS AND DEALERS. THE CHARLES A. VOGELER CO., Ballimore, Md.

Special Notices.

"The proposed substitution of India rubber for metal in the manufacture of horse shoes is based upon various sup-posed advantages," says a well known at thority, "one of these being that the former enables a horse to go easier ove all kinds of roads and rough and smoot thought all the contrivention created by it, when it came to frame an organic law "for the government of the proposed State," had no more authority to change the name prescribed than any territorial convention would have to adopt another name than the one prescribed for them by act of Congress, or than it would have had to embrace more territory than permitted by the terms of the ordinance.

Of course the invalidity of the action taken was cured by the subsequent consent of the Virginia Legislature, and the confirmatory action by Congress and all departments of the United States. But, all the same, it is clear that Kanawha was not only the original but the rightful name of this State, out of which the State was wronged by what Mr. Van Winkle wittily described as a little too much hankering in the convention after "the flesh pots of Egypt."

BOOKS.

A Collection of Hu Maxwell's Foeuns—Some of the World's Great Man.

INTELLIGENCER readers are familiar with the literary work of Mr. Hu Maxwell is proposed to the proposed state, and the confirmation of the World's Great Man.

INTELLIGENCER readers are familiar with the literary work of Mr. Hu Maxwell is proposed to the proposed state, and the confirmation of the World's Great Man.

INTELLIGENCER readers are familiar with the literary work of Mr. Hu Maxwell is proposed to the proposed monentarily when the necessity of using an iron shoe, According to this design the shoe consists of an India rubber bottom piece molded to fit of the loof, with a ledge or proposed the hopf, w

India Rubber Horse Shoes.

ef the Werker's Great Men.

Interpret of the State. On this platform all the people stand.

Oxe mail this week brought to the Board of Immigration and Development it wenty-seven inquiries from persons who desire to find new homes. The good work goes on.

The men who founded West Virginia were vigorous talkers. The debate on naming the State is worth reading from beginning to end. Many of the voices heard in that memorable convention are now settled; but the spoken word lives and instructs.

The nall manufacturers of the Wheeling district are wise to recognize that the wire nail has a place in the market and has attractiveness enough to divide the wire field. Wheeling can make iron nails it that be necessary to retain her supermacy, and it seems to be necessary.

Namiog the State. A Latte Historr.
As pertinent to the question of renaming the State, the Istrationary prints to-day in full the debate in the convention that fixed upon the new State its present name.

The ordinance providing for adivision of Virginia was the act of the now bistorical convention that assembled in Wheeling June 11, 1861, and held an adjourned session in August following. Like the States General of France, that convention was a body armed with all the original rights and powers of this people. The State sovernment of Virginia was tho act of the sex stands so high that it is unnecessary to the convention was a body armed with all the original rights and powers of this people. The State sovernment of Virginia was those of Secession and by acts of all the convention was a body armed with all the original by the act of secession and by acts of all the convention was a body armed with all the original rights and powers of this people. The State sovernment of Virginia by the act of secession and by acts of all the proposal or a district of the secession and by acts of all the proposal or a district of the secession and by acts of all the proposal or a district of the secession and by acts of all the proposal or a district of the secession and How to Kill Beeves.

When a hundred bottles of saraaparilla or other retontious specifies fall to eradicate in-born crofula or contagious blood poison, remember hat B. B. (Hotnite Blood Balm) has gained any thousand violating in a small property of the war. ried B. B., and eight bottles cured me sound Mrs. S. M. Wilson, Round Mountain, Texas rites: "A lady friend of mine was troubled

writes: "A lady friend of mine was troubled with humps and pinnles on her face and neck. She took three bottles of B. B. B. and her skin got soft and smooth, pinnless disappeared, and her health improved greatly.

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Homes in the South.

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Mr. Murphy's Way.

Chicago Tribune.

Francis Murphy, the total abstinence synangicist, continues to blunds along. pleasant climate. All trains leave from the Grand Contral Depot, Cincinnati, For pamphlets and other information address Neil C. Kerr, Central Passenger Agent, Pittsburgh, Pa., or D. G. Ed-wards, acting General Passenger Agent Queen & Crescent route, Cincinnati, Ohio.

STILLWELL.—On Wednesday evening, Januar 2, 1880, at 5 o'clock, MARUEL STILLWELL, ago 5 years, 7 months and 17 day. The fitneral will take place from his late rest dence, one mile west of Bridgeport, Ohio, on the St. Clairsville Pike, Sunday morning at 180°clock. Friends of the family are invited to attend. Interment at Presbyterian Cem-etery at St. Clairsville, O.



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rustee, bearing date on the twelfith day of I
arry, in the year one thousand eight hunds
and eighty-five, and recorded in the office of I
ark of the County Court of this county
Virginis, in Deed of Trust Book No. 22, page
will proceed to sell at nubits another.

ARCHITECTS Plans, Specifications and Estimates prepare C. G. DAVIS. KIMBERLY & DAVIS

spectively in one and two y sale, with interest from t maser to give his notes, with ne deferred payments, and th tained as further security

I will, on MATURDAY, the 19th DAY of JANUARY, 1889, at 10 o'clock a, m., at the north front doer of the Court House of Unic county, W. Va., o'der for sale at public auction, the following described property, to wit. Lot number eight o'll asquare number twenty-siz (26) of the addition to the city of Wheeling laid out by Sprigg and Ritchic, which lot is situated on the cerner east of Jacob attrest and north of Twenty-initis street, in the And Manufacturers of Marine and Stationar COR. CHAPLING & EIGHTEENTH STR., WHEELING, W. VA.

number twenty-siz (28) of the addition to the city of Wheeling laid out by Sprigg and Ritchic, which lot is situated on the corner east of Jacob street and north of Twenty-initis street, in the Eighth ward of said city, and thus a front of hard to the control of fifty leet, and a depth of one hundred feet.

TERMS 18 the LLE—Ope-third of the purchaser TERMS 18 the LLE—Ope-third of the purchaser to give two notes, with personal security, for equal amounts, bearing interest, and maturing at such periods as the purchaser may elect, but not exceeding one and two years, respectively, form date of sale. Title to be retained till purchase money is paid in full.

WILLIAM ERSKINE, Trastee, Wickeling, Dec. 14, 1888. Mt. De CHANTAL,

ember 28.

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J. V. L. RODGERS, Assignce of David Kull, J. DECEMBER 24, 1888. ASSIGNEE'S NOTICE David Kull, Jr., & Co., having made a genera

laims against said David Kull, Jr. & Co., s reby notified to present such claims to me for

LOGAN & CO., CRUSTEE'S SALE
OF REAL ESTATE.

irginis, in Pecu of Trust update suction, a will proceed to sell at public suction, a ront door of the Court House of Ohio co a Wheeling, W. Va., on SATURDAY, JANUARY 12, 1882, and the colored suction of the Court of the Court

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Of Eighth Ward Property. ny virtue of a deed of trust made by J Zimmer and wife, to me, dated Korenbe 1885, and of record in the office of the Cler the County Court of Ohio County, West giola, in Deed of Trust Book No. 22, at page Will, on

JAMES A. HENRY. Real Estate Agent, U. S. Pension and Claim Attorney, Collector and Notary Public.

Ja2 OPFIGE: No. 1612 MARKET STEERT.

TO LOAN

R. H. LIST'S, 1010 Main Street.